



[364/116]

DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor of the subject matter that is claimed and for which a patent is sought on the invention entitled **CHILL TUBE**, the specification of which is being filed herewith.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims.

I acknowledge the duty to disclose information that is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

PRIOR FOREIGN APPLICATION(S)

<u>102 40 457.7</u>	<u>Germany</u>	<u>29 August 2002</u>	Yes <u>X</u>	No <u>  </u>
(Number)	(Country)	(Day/month/year	Priority	Claimed
	filed)		Under 35 USC § 119	

And I hereby appoint Richard L. Mayer (Registration No. 22,490) my attorney with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

Please address all communications regarding this application to:

Richard L. Mayer, Esq.  
KENYON & KENYON  
One Broadway  
New York, New York 10004

Direct all telephone calls to Richard L. Mayer at (212) 425-7200.

I understand and hereby acknowledge that the law firm of Kenyon & Kenyon ("K&K") represents the company to which rights in the invention have been or are being assigned and does not represent me or my interests as my attorney or otherwise (except to the extent that, in my capacity as employee or consultant, it is representing me by representing said company). Although a United States patent application is nominally filed and prosecuted in the U.S. Patent and Trademark Office in the name(s) of the inventor(s), I further understand that K&K has prepared a United States patent application relating to **CHILL TUBE** that I invented on behalf of its client, not me, and that it will conduct the prosecution of that application and of any corresponding applications on behalf of its client, not me.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Inventor: **Roland HAURI**

Inventor's Signature:  \_\_\_\_\_

Date: 6. October 2003

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